

117TH CONGRESS
1ST SESSION

H. R. 5328

To direct the Secretary of Education to establish a grant program to make grants to the parents of students served by local educational agencies that teach critical race theory, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2021

Mr. BISHOP of North Carolina (for himself, Mr. DUNCAN, Mr. HARRIS, Mr. WEBER of Texas, Mr. PERRY, Mr. TIFFANY, Mr. STEUBE, Mr. BUDD, Mr. NEWHOUSE, Mr. GOOD of Virginia, Mr. GREEN of Tennessee, Mr. FEENSTRA, and Mr. GIBBS) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To direct the Secretary of Education to establish a grant program to make grants to the parents of students served by local educational agencies that teach critical race theory, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Corrupt Racist
5 Training Act” or the “No CRT Act”.

1 **SEC. 2. OPPORTUNITY GRANT PROGRAM.**

2 (a) IN GENERAL.—The Secretary shall establish a
3 grant program (to be known as the “Opportunity Grant
4 Program”) to make grants to parents of eligible students
5 for the purposes described in subsection (d).

6 (b) APPLICATION.—

7 (1) IN GENERAL.—To be eligible to receive a
8 grant under this section, a parent of an eligible stu-
9 dent shall submit to the Secretary an application
10 demonstrating—

11 (A) the household income of such eligible
12 student; and

13 (B) with respect to school year 2021–2022,
14 that the local educational agency serving such
15 eligible student teaches or advances any of the
16 following through curriculum or other activities:

17 (i) Any race is inherently superior or
18 inferior to any other race.

19 (ii) The United States is a fundamen-
20 tally racist country.

21 (iii) The Declaration of Independence
22 or the United States Constitution are fun-
23 damentally racist documents.

24 (iv) An individual’s moral worth is de-
25 termined by his or her race.

(v) An individual, by virtue of his or her race, is inherently racist or oppressive, whether consciously or unconsciously.

4 (vi) An individual, because of his or
5 her race, bears responsibility for the ac-
6 tions committed by members of his or her
7 race.

13 (c) AMOUNT OF GRANTS.—Subject to the availability
14 of appropriations, each parent of an eligible student who
15 the Secretary determines qualifies for a grant under this
16 section shall receive a grant under this section in an
17 amount that—

1 than or equal to 150 percent of the reduced price
2 lunch rate income, is equal to 90 percent of the per-
3 pupil funding with respect to the local educational
4 agency serving such eligible student, as determined
5 by the Secretary;

6 (3) in the case of an eligible student with a
7 household income greater than 150 percent but less
8 than or equal to 200 percent of the reduced price
9 lunch rate income, is equal to 80 percent of the per-
10 pupil funding with respect to the local educational
11 agency serving such eligible student, as determined
12 by the Secretary; and

13 (4) in the case of an eligible student with a
14 household income greater than 200 percent but less
15 than or equal to 250 percent of the reduced price
16 lunch rate income, is equal to 70 percent of the per-
17 pupil funding with respect to the local educational
18 agency serving such eligible student, as determined
19 by the Secretary.

20 (d) USE OF FUNDS.—Any amounts made available
21 to a parent under this section may be used—

22 (1) with respect to an eligible student, to pay
23 the tuition and fees for a private elementary school
24 or a private secondary school;

1 (2) for private tutoring (including through a
2 learning pod or microschool);

3 (3) for the home school expenses of such eligi-
4 ble student;

5 (4) to purchase educational materials, including
6 instruction materials and textbooks for such eligible
7 student;

8 (5) for purchasing electronic devices to facili-
9 tate the education of such eligible student; or

10 (6) for such other purposes as the Secretary de-
11 termines appropriate.

12 (e) RULES OF CONSTRUCTION.—Nothing in this sec-
13 tion shall be construed to—

14 (1) impact any aspect of private, religious, or
15 home education providers;

16 (2) exclude private, religious, or home education
17 providers from receiving funds pursuant to a grant
18 under this section; or

19 (3) require a qualified educational service pro-
20 vider to alter any creed, practice, admissions policy,
21 or curriculum in order to receive funds pursuant to
22 a grant under this section.

23 (f) RENEWAL.—

1 (1) IN GENERAL.—The Secretary shall renew
2 opportunity grants for parents of eligible students
3 with an approved application under paragraph (2).

4 (2) APPLICATION.—To be eligible to receive a
5 renewal under this subsection, a parent of an eligible
6 student shall submit to the Secretary an application
7 demonstrating the information described in sub-
8 section (b)(1).

9 (3) ADJUSTMENT.—The Secretary shall adjust
10 the grant amount to account for any change in
11 household income of the eligible student but may not
12 provide less than the amount described in subsection
13 (c)(4).

14 (g) FUNDING.—From any amounts appropriated
15 under title I of the Elementary and Secondary Education
16 Act, the Secretary shall use 10 percent of such amounts
17 to carry out this section and award opportunity grants to
18 parents with approved applications in accordance with this
19 section.

20 (h) DEFINITIONS.—In this section:

21 (1) ELIGIBLE STUDENT.—The term “eligible
22 student” means a student—

23 (A) served by a local educational agency
24 that teaches or advances any of the following
25 through curriculum or other activities:

(i) Any race is inherently superior or inferior to any other race.

(ii) The United States is a fundamentally racist country.

(iii) The Declaration of Independence or the United States Constitution are fundamentally racist documents.

(iv) An individual's moral worth is determined by his or her race.

(v) An individual, by virtue of his or her race, is inherently racist or oppressive, whether consciously or unconsciously.

(vi) An individual, because of his or her race, bears responsibility for the actions committed by members of his or her race.

(B) From a household with a household income that is less than 250 percent of the reduced price lunch rate income.

1 (3) HOUSEHOLD INCOME.—The term “house-
2 hold income” has the meaning given such term in
3 section 36B(d)(2) of the Internal Revenue Code of
4 1986 (26 U.S.C. 36B(d)(2)).

5 (4) REDUCED PRICE LUNCH RATE INCOME.—
6 The term “reduced price lunch rate income” means
7 185 percent of the applicable family size income lev-
8 els contained in the nonfarm income poverty guide-
9 lines prescribed by the Office of Management and
10 Budget, as adjusted annually in accordance with
11 subparagraph (B) of section 9(b)(1) of the Richard
12 B. Russell National School Lunch Act (42 U.S.C.
13 1758(b)(1)).

